

REMARKS

Claims 1-3, 5, 7-10, 12, 13 and 15-19 are pending in this application. Claims 1, 10 and 16 are amended. Reconsideration and allowance of this application are respectfully requested in view of the following remarks.

CLAIM REJECTIONS - 35 U.S.C. § 103

Claims 1-3, 7-10 and 15-19 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Pat. App. Pub. No. 2002/0045443 to Hunzinger in view of U.S. Pat. App. Pub. No. 2004/0085894 to Wang et al. This rejection is respectfully traversed.

The Examiner alleges that Hunzinger teaches all the features of claim 1, except “resetting a timer when a good frame is received,” and further alleges, Wang et al. teaches this limitation. Applicants disagree.

To be a proper rejection under § 103(a), the references must teach each and every feature of a claim; there has to be some expectation of success; and, there has to be some suggestion or motivation to modify the references.

The Examiner alleges that Wang et al. teaches resetting a timer when a good frame is received. However, the *timer* taught in Wang et al. is not a call recovery timer. The idle timer/error counter in Wang et al. is used to determine whether to send a probe packet. Wang et al. further teaches sending a probe packet when a bad frame is received and an idle timer has expired or an error counter has exceeded a threshold. Page 8, paragraphs [0079-0081]. In other words, a bad frame has to be received **and** the idle timer must expire, and if both of these conditions are met, a probe packet is sent. By contrast, independent claims 1, 10, and 16 recites that a call recovery timer measures a period of time at the expiration of which a call is dropped.

Accordingly, even if the teaching of Hunzinger is combined with the teaching of Wang et al., the combination would still fail to teach all the recitations of claim 1. Specifically, the combination would still fail to teach “dropping the current communication if the call recovery timer expires” as recited in claim 1.

For at least the reasons given above, Applicants submit that independent claims 1, 10 and 16 are patentable over the Examiner’s cited references. Dependent claims 2, 3, 7-9, and 15-19 are also patentable for respectively depending on allowable base claims.

Claims 5 and 12-13 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Pat. App. Pub. No. 2002/0045443 to Hunzinger in view of U.S. Pat. App. Pub. No. 2004/0085894 to Wang et al. in further view of U.S. Pat. App. Pub. No. 2002/0065080 to Pittampalli et al. Applicants traverse this rejection.

Pittampalli et al. fails to cure the deficiency of Hunzinger in view of Wang et al. For the same reasons given above with respect to the patentability of independent claims 1 and 10, Applicants submit that dependent claims 5 and 12-13 are also patentable.

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CONCLUSION

Accordingly, in view of the above amendments and remarks, reconsideration of the rejections and allowance of each of the claims in connection with the present application is earnestly solicited.

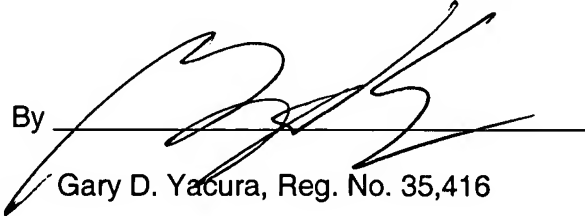
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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By



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